

रजिस्टर्ड नं० पी०/एस०एम० 14.



# राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

---

शिमला, वीरवार, 26 मार्च, 1981/5 चैत्र, 1903

---

हिमाचल प्रदेश सरकार

हिमाचल प्रदेश विधान सभा सचिवालय

अधिसूचनाएं

शिमला-171004, 26 मार्च, 1981

संख्या 1-14/81-वि०स०.—हिमाचल प्रदेश विधान सभा प्रक्रिया एवं कार्य संचालन  
नियमावली, 1973 के नियम 135 के अन्तर्गत, दी हिमाचल प्रदेश लैजिस्लेचर

(मोडिफिकेशन आफ अलार्सिज एण्ड अदर अमैन्टीज) बिल, 1981 (बिल नं० 6 आफ 1981) जो हिमाचल प्रदेश विधान सभा में 26 मार्च, 1981 को पुरःस्थापित किया गया है, सर्वसाधारण की सूचनार्थ राजपत्र में मुद्रित करने के लिए प्रेषित किया जाता है।

राज कुमार महाजन,  
सचिव।

Bill No. 6 of 1981.

**THE HIMACHAL PRADESH LEGISLATORS (MODIFICATION OF ALLOWANCES AND OTHER AMENITIES) BILL, 1981**

(AS INTRODUCED IN THE LEGISLATIVE ASSEMBLY)

A

**BILL**

*to amend the laws relating to the facility of free transit by railway or air being availed of by the Ministers, the Speaker, the Deputy Speaker and other members of the State Legislature.*

BE it enacted by the Legislative Assembly of the Himachal Pradesh in the Thirty-second Year of the Republic of India as follows:—

1. (1) This Act may be called the Himachal Pradesh Legislators (Modification of Allowances and other Amenities) Act, 1981.

Short title and commencement.

(2) It shall come into force at once.

2. At the end of section 5-A of the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1971, the following explanation shall be inserted, namely:—

Amendment of the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1971.

*“Explanation.—For determining the aggregate distance under this section, the distance travelled in any financial year by railway or air under section 10-A of the Himachal Pradesh Legislative Assembly Speaker’s and Deputy Speaker’s Salaries Act, 1971, or under section 6 of the Himachal Pradesh Legislative Assembly (Allowances and Pension of Members) Act, 1971, or under both, shall be taken into account”.*

3. At the end of section 10-A of the Himachal Pradesh Legislative Assembly Speaker’s and Deputy Speaker’s Salaries Act, 1971, the following shall be inserted, namely:—

Amendment of the Himachal Pradesh Legislative Assembly Speaker’s and Deputy Speaker’s Salaries Act, 1971.

*“Explanation.—For determining the aggregate distance under this section, the distance travelled in any financial year by availing of the facility for free transit by railway or air under section 5-A of the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1971, or sub-section (1) of section 6 of the Himachal Pradesh Legislative Assembly (Allowances and Pension of Members) Act, 1971, or under the both, shall be taken into account.”.*

4. After sub-section (1) of section 6 of the Himachal Pradesh Legislative Assembly (Allowances and Pension of Members) Act, 1971, the following explanation shall be inserted, namely:—

Amendment of the Himachal Pradesh Legislative Assembly (Allowances and Pension of Members) Act, 1971.

*“Explanation.—For determining the aggregate distance under this sub-section the distance travelled in any financial year by availing the facility for free transit by railway or air under section 5-A of the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1971, or section 10-A of the Himachal Pradesh Legislative Assembly Speaker’s and Deputy Speaker’s Salaries Act, 1971, or under the both, shall be taken into account.”.*

## STATEMENT OF OBJECTS AND REASONS

The free transit by railway facilities has been provided to the Ministers under section 5-A of the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1971 to the Speaker and the Deputy Speaker under section 10-A of the Himachal Pradesh Legislative Assembly Speaker's and Deputy Speaker's Salaries Act, 1971, and to the Members of the Legislative Assembly under sub-section (1) of section 6 of the Himachal Pradesh Legislative Assembly (Allowances and Pension of Members) Act, 1971. But there is no provision in the principal enactments that if any member, also happens to be a Minister or the Speaker or the Deputy Speaker, he shall not avail himself of the facility of the free transit by railway under the Himachal Pradesh Legislative Assembly (Allowances and Pension of Members) Act, 1971 or in case he ceases to be a Minister, the Speaker or the Deputy Speaker, he will only avail the facility of free transit by railway after deducting the mileage already availed by him as a Minister, the Speaker or the Deputy Speaker, as the case may be. In order to do away with this deficiency, it has been considered necessary to make amendments in the principal enactments.

This Bill seeks to achieve the aforesaid objective.

SIMLA:

The 26th March, 1981.

RAM LALL,  
Chief Minister.

## FINANCIAL MEMORANDUM

Nil

## MEMORANDUM REGARDING DELEGATED LEGISLATION

Nil

शिमला-171004, 26 मार्च, 1981

संख्या 1-13/81-वि० स०.—हिमाचल प्रदेश विधान सभा प्रक्रिया एवं कार्य संचालन नियमावली, 1973 के नियम 135 के अन्तर्गत, दी हिमाचल प्रदेश लैजिस्लेटिव असेम्बली मैम्बरज (रिमूवल ऑफ डिस्क्वालिफिकेशन) (अमैण्डमेंट) बिल, 1981 (बिल नं० 2 आफ 1981) जो हिमाचल प्रदेश विधान सभा में 26 मार्च, 1981 को पुरःस्थापित किया गया है, सर्वसाधारण की सूचनार्थ राजपत्र में मुद्रित करने के लिए प्रेषित किया जाता है।

राज कुमार महाजन,  
सचिव।

Bill No. 2 of 1981.

**THE HIMACHAL PRADESH LEGISLATIVE ASSEMBLY MEMBERS  
(REMOVAL OF DISQUALIFICATIONS) (AMENDMENT) BILL, 1981**

(AS INTRODUCED IN THE LEGISLATIVE ASSEMBLY)

A

BILL

*further to amend the Himachal Pradesh Legislative Assembly Members  
(Removal of Disqualifications) Act, 1971 (Act No. 7 of 1971).*

BE it enacted by the Legislative Assembly of the Himachal Pradesh in the  
Thirty-second Year of the Republic of India as follows:—

1. (1) This Act may be called the Himachal Pradesh Legislative  
Assembly Members (Removal of Disqualifications) (Amendment) Act,  
1981.

Short title  
and com-  
mencement.

(2) It shall come into force at once.

2. In the existing clause(s) of section 3 of the Himachal Pradesh Legis-  
lative Assembly Members (Removal of Disqualifications) Act, 1971, after  
the words “the office of” but before the word “member” the words “the  
Chairman, Vice-Chairman or” shall be inserted.

Amendment  
of section 3.

7 of 1971

## STATEMENT OF OBJECTS AND REASONS

By virtue of the existing provisions contained in clause (s) of section 3 of the Himachal Pradesh Legislative Assembly Members (Removal of Disqualifications) Act, 1971 (Act No. 7 of 1971), the member of the State Legislative Assembly does not become disqualified to hold the office or continue as a member of the State Legislative Assembly on his appointment as a member of the Commission for Scheduled Castes and Scheduled Tribes, appointed by the Government of India. The person so appointed as the member of the said Commission, may also be appointed as the Chairman or the Vice-Chairman of the said Commission. As such it has become necessary to amend the said Act, so that any person who may be appointed as the Chairman or the Vice-Chairman of the Commission for Scheduled Castes and Scheduled Tribes may not become disqualified for being chosen or to continue as a member of the State Legislative Assembly.

This Bill seeks to achieve the aforesaid objective.

SIMLA:

The.....1981.

RAM LALL,  
Chief Minister.

## FINANCIAL MEMORANDUM

Nil

## MEMORANDUM REGARDING DELEGATED LEGISLATION

Nil